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5 **UNITED STATES DISTRICT COURT**
6 **DISTRICT OF NEVADA**
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8 EDILFREDO CHAVEZ,

9 Petitioner,

3:14-cv-00373-RCJ-VPC

10 vs.

ORDER

11 ROBERT LeGRAND, *et al.*,

12 Respondents.
13 _____/


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15 In this habeas corpus action, the respondents filed a motion to dismiss on February 19, 2015
16 (ECF No. 20). On May 7, 2015, the petitioner, Edilfredo Chavez, filed an opposition to the motion
17 to dismiss (ECF No. 22), along with a motion for stay (ECF No. 23). On June 5, 2015, respondents
18 filed a reply in support of their motion to dismiss (ECF No. 26), and an opposition to the motion for
19 stay (ECF No. 27). On June 12, 2015, Chavez filed a reply in support of his motion for stay (ECF
20 No. 28).

21 On June 12, 2015, Chavez also filed a Motion for Leave to File Surreply (ECF No. 29), in
22 which he requests leave of court to file a surreply, responding to respondents argument that
23 respondents did not, by their silence, waive the requirement of exhaustion of state-court remedies
24 with respect to Ground 2 of Chavez's amended habeas corpus petition. Chavez's proposed surreply
25 is attached to his Motion for Leave to File Surreply. Good cause appearing, the court will grant that
26 motion, and will allow the filing of the surreply.

There will be no further briefing of the motion to dismiss or the motion for stay.

IT IS FURTHER ORDERED that the clerk of the court shall separately file the surreply (which is attached as an exhibit to the Motion for Leave to File Surreply (ECF No. 29)).

Dated this 16th day of June, 2015.


UNITED STATES DISTRICT JUDGE